

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

THE DAILY WIRE, LLC *et al.*,

Plaintiffs,

v.

UNITED STATES DEPARTMENT
OF STATE *et al.*,

Defendants.

Civil Action No. 6:23-cv-00609 (JDK)

**JOINT MOTION TO EXTEND PLAINTIFFS' DEADLINE TO OPPOSE
DEFENDANTS' MOTION TO DISMISS
AND TO RESCHEDULE ORAL ARGUMENT**

Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), and in accordance with instructions received from this Court's chambers, the parties jointly request that the Court extend Plaintiffs' deadline to oppose Defendants' motion to dismiss and reschedule the April 19, 2024 oral argument to April 23, 2024. For the reasons below, good cause supports this joint request.

1. The Court's March 18, 2024 Order set in-person oral argument on all pending motions in this case for April 19, 2024. *See* ECF No. 30. There are four motions to be addressed at oral argument: (1) Defendants' motion to transfer venue, ECF No. 14; (2) Defendants' motion to dismiss, ECF No. 33; (3) Plaintiffs' motion for preliminary injunction, ECF No. 11; and (4) Plaintiffs' motion for expedited preliminary-injunction-related discovery, ECF No. 13. *See* ECF No. 36 at 1.

2. To allow sufficient time to prepare their opposition to Defendants' motion to dismiss and in light of their scheduling constraints, Plaintiffs seek a two-day extension of their April 8, 2024 deadline for their opposition, to April 10, 2024. This extension, if granted, would make Defendants' reply in support of their motion to dismiss due by April 17, which would conflict with Defendants' existing preparation and travel schedule for oral argument.

Defendants do not oppose Plaintiffs' requested extension, provided that oral argument be rescheduled to April 22 or April 23. The parties understand from correspondence with this Court's chambers that the Court is available on either date. Subject to the Court's schedule and preference, the parties propose April 23, to avoid traveling over the weekend. This modest extension would allow sufficient time for all parties to adequately prepare for and travel to oral argument. Further, it would not impact any other existing deadlines in this matter.

For these reasons, the parties jointly request that Plaintiffs' deadline to oppose Defendants' motion to dismiss be extended to April 10, 2024, and that oral argument be rescheduled to April 23, 2024. A proposed Order is attached.

Dated: April 4, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2024, I electronically filed the foregoing paper with the Clerk of Court using this Court's CM/ECF system, which will notify all counsel of record of such filing.

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CERTIFICATE OF CONFERENCE

I hereby certify that counsel for the parties have conferred regarding this joint motion. This joint motion is unopposed.

/s/ Cristen C. Handley
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